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10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA, }
Plaintiff, } CASE NO: 2:11-CR-388-KJD-CWH
vs. }
MIGUEL MACIAS, } **UNOPPOSED MOTION TO CONDUCT A
Defendant. } PRE-PLEA PRESENTENCING
} INVESTIGATION REPORT AND
} PROPOSED ORDER**

COMES NOW, appointed counsel, JAMES A. ORONOZ, ESQ., and hereby moves this Court request a Pre-Plea Pre-Sentence Investigation Report be prepared by the Probation Department.

1. The defendant is subject to a ten-year mandatory minimum. The defendant believes he has zero (0) criminal history points and may be safety valve eligible. Whether he is safety valve eligible will drastically impact his sentencing exposure, negotiations, and client's decision as to how he should proceed. A pre-plea presentence investigation report will promote judicial economy and aid in the manner in which this case is untimely resolved.

2. Undersigned counsel therefore respectfully request an order that the Department of Probation conduct a pre-plea presentence investigation report as soon as possible.

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3. Undersigned counsel has spoken to the prosecutor, Assistant United States Attorney Andrew Duncan regarding this request and he has no opposition.

DATED this 8th day of March, 2012.

/s/ James A. Oronoz
JAMES A. ORONoz, Esq.
700 South 3rd Street
Las Vegas, NV 89101
Counsel for Miguel Macias

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

VS.

MIGUEL MACIAS,

Defendant.

CASE NO: 2:11-CR-388-KJD-CWH

ORDER

MIGUEL MACIAS,
Defendant.

IT IS HEREBY ORDERED that the Probation Department will prepare a Pre-Sentence Investigation Report on Defendant Miguel Macias.

DATED this 19th day of March, 2012.

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF ELECTRONIC SERVICE

The undersigned hereby certifies that I am an employee of the Oronoz Law Offices and is a person of such age and discretion as to be competent to serve papers.

That on March 8th, 2012, I served an electronic copy of the above and foregoing UNOPPOSED MOTION TO CONDUCT A PRE-PLEA PRESENTENCING INVESTIGATION REPORT AND PROPOSED ORDER by electronic service (ECF) to the person(s) named below:

DANIEL G. BOGDEN
United States Attorney
333 Las Vegas Blvd. South, #5000
Las Vegas, NV 89101
Counsel for United States

ANDREW DUNCAN
Assistant United States Attorney
333 Las Vegas Blvd. South, #5000
Las Vegas, NV 89101
Counsel for United States

/s/ Lucas Gaffney, Esq.
Employee of the Oronoz Law Offices